BARNES & THORNBURG LLP

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ELECTRONICALLY SUBMITTED:

January 13, 2010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 3773

Confirmation No.: 5422

Application No.: 10/758,372

Invention: SOFT TISSUE LOCKING DEVICE

Applicant: Herbert E. Schwartz et al.

Filed: January 15, 2004

Attorney

Docket: 26502-73682

Examiner: Woo, Julian W.

NOTICE OF APPEAL

Mail Stop Box AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals the Final Office Action dated October 13, 2009 in which claims 1-4 and 6-17 were finally rejected. The Director is hereby authorized to charge the \$540.00 fee for filing this Appeal, and any other fees necessary to effect this filing, to the Account of Barnes & Thomburg, Deposit Account No. 10-0435, with reference to file 26502-73682.

Respectfully submitted,

BARNES & THORNBURGUE

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